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DOC #:
DATE FILED: 8-5-08

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TYASIA BLAKE,

Plaintiff,

-against-

**STIPULATION AND ORDER
TO AMEND THE FIRST
AMENDED COMPLAINT**

THE CITY OF NEW YORK, COMMISSIONER
RAYMOND W. KELLY, SUPERVISOR JOHN DOE # 1;
P.O. NIGUEL VEGA, Shield # 08642, and POLICE
OFFICER JOHN DOES # 1-10; the individual defendants
sued individually and in their official capacities,

07 Civ. 9460 (LBS) (FM)

Defendants.

LEONARD B. SAND
UNITED STATES DISTRICT JUDGE

WHEREAS, plaintiff commenced this action by filing a complaint in this
matter; and

WHEREAS, plaintiff, pursuant to Fed. R. Civ. P. 15(a), seeks leave to
amend the complaint; and

WHEREAS, upon reviewing the proposed first amended complaint,
defendants consents to allow plaintiff to amend the complaint to substitute the John Doe
defendants;

WHEREAS, by consenting to allow plaintiff to file and serve an amended
complaint, defendants do not waive any of their affirmative defenses, including but not
limited to, the statute of limitations defense;

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WHEREAS, the parties have agreed that the defendants shall answer the first amended complaint within thirty days of being served with the first amended complaint;

IT IS HEREBY STIPULATED AND AGREED, that the complaint shall be amended as set forth in the proposed first amended complaint.

DATED: New York, New York

July 22, 2008

MICHAEL HUESTON, ESQ.

Attorney for Plaintiff

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By:


MICHAEL O. HUESTON (MH-0931)

MICHAEL A. CARDOZO

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the City of New York

Attorney for Defendants

100 Church Street

New York, New York 10007

(212) 788-8084

By:


MEGHAN CAVLIERI (MC-6758)

SO ORDERED:


HON. LEONARD B. SAND
U.S.D.J. 8/6/08